

Adopted	Rejected
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COMMITTEE REPORT

YES:	14
NO:	0

MR. SPEAKER:

*Your Committee on Technology, Research and Development, to which was referred Senate Bill 467, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:*

- 1 Delete everything after the enacting clause and insert the following:
- 2 SECTION 1. IC 5-22-2-13.5 IS ADDED TO THE INDIANA CODE
- 3 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE UPON
- 4 **PASSAGE]: Sec. 13.5. "Internet" means the international**
- 5 **computer network of both federal and nonfederal interoperable**
- 6 **packet switched data networks, including the graphical**
- 7 **subnetwork called the world wide web.**
- 8 SECTION 2. IC 5-22-2-13.7 IS ADDED TO THE INDIANA CODE
- 9 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE UPON
- 10 **PASSAGE]: Sec. 13.7. "Internet purchasing site" means an open**
- 11 **and interactive electronic environment that is designed to**
- 12 **facilitate the purchase of supplies by means of the Internet.**
- 13 SECTION 3. IC 5-22-2-28.5 IS ADDED TO THE INDIANA CODE

AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE UPON
 PASSAGE]: **Sec. 28.5. "Reverse auction" means a method of
 purchasing in which offerors submit offers in an open and
 interactive environment through the Internet.**

SECTION 4. IC 5-22-7-5, AS AMENDED BY P.L.31-2002,
 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 UPON PASSAGE]: Sec. 5. (a) The purchasing agency shall give notice
 of the invitation for bids in the manner required by IC 5-3-1.

(b) The purchasing agency for a state agency shall also provide
 electronic access to the notice through the electronic gateway
 administered by the intelnet commission.

(c) The purchasing agency for a political subdivision may also
 provide electronic access to the notice through:

(1) the electronic gateway administered by the intelnet
 commission as determined by the commission; **or**

(2) **any other electronic means available to the political
 subdivision.**

SECTION 5. IC 5-22-10-21 IS ADDED TO THE INDIANA CODE
 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE UPON
 PASSAGE]: **Sec. 21. (a) This section applies to:**

(1) **municipalities;**

(2) **counties; and**

(3) **school corporations.**

(b) **A purchasing agency may purchase supplies:**

(1) **through the Internet; or**

(2) **by means of a reverse auction;**

**in accordance with written policies for the operation of the
 purchasing agency's Internet purchasing site.**

(c) **The purchasing agency must adopt written policies for the
 operation of the purchasing agency's Internet purchasing site,
 including policies for:**

(1) **transmitting:**

(A) **notices;**

(B) **solicitations; and**

(C) **specifications;**

(2) **receiving offers;**

- 1 **(3) making payments;**
2 **(4) protecting:**
3 **(A) the identity of an offeror; and**
4 **(B) the amount of an offer until the time fixed for the**
5 **opening of offers;**
6 **(5) for a reverse auction, providing for the display of the**
7 **amount of each offer previously submitted for public viewing;**
8 **(6) establishing the deadline by which offers must be received**
9 **and will be considered to be open and available for public**
10 **inspection; and**
11 **(7) establishing the procedure for the opening of offers.**
12 **(d) IC 5-22-16-6(a)(2) does not apply to a reverse auction.**
13 **SECTION 6. An emergency is declared for this act.**
 (Reference is to SB 467 as printed January 23, 2004.)

and when so amended that said bill do pass.

Representative Hasler